GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

W.R. (LA) Department – Telugu Ganga Project (TGP) – Deposit / payment of compensation to the petitioners in LAOP No.34/2003 for the trees covered in the lands in Sy.No.719 etc., of Dachur Village, Kaluvoya Mandal, SPSR Nellore District acquired through Award No. 32/1991-92,dated:20.03.1992for foreshore submersion of Kandaleru Reservoir under Telugu Ganga Project.- Sanction of Rs.2,45,40,607/- towards decretal charge in respect of the Lime, Mango trees etc., -Orders - Issued.

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WATER RESOURCES (LA) DEPARTMENT

G.O.Rt.No.314 Dated:31.08.2021

Read the following:

1. Orders dated:25.02.2009 in LAOP No. 34/2003 of the Senior Civil Judge, Gudur.
2. Common Judgment dated:13.10.2017 AS No.3919/2003 including LAAS No.305/2019 & batch cases of the Hon'ble High Court of AP.
3. Orders dated:22.01.2021 in W.P.No.24152/2020 of the Hon'ble High Court of AP.
4. From the Chief Commissioner of Land Administration & Spl.CS, AP, Gollapudi, Vijayawada, Lr.No.LA-II/291/2020, dated:14.05.2021.

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ORDER:

In the circumstances reported by the Chief Commissioner of Land Administration and Special Chief Secretary to Government, Andhra Pradesh, Vijayawada in the reference 4th read above, Government after careful examination of the matter, hereby accord sanction for an amount of Rs.2,45,40,607/- (Rupees Two Crore Forty five Lakhs Forty Thousand Six Hundred and seven only) towards decretal charges to deposit / payment of compensation to the petitioners in LAOP No. 34/2003 for the trees covered in the lands in Sy.No.719 etc., of Dachur Village, Kaluvoya Mandal, SPSR Nellore District acquired through Award No. 32/1991-92,dated:20.03.1992for foreshore submersion of Kandaleru Reservoir under Telugu Ganga Project, subject to condition that,-

i. verification whether the reference under section 18(1) of the L.A. Act is made to the Lower Court after following all the guidelines / directions on the subject;
ii. in case, it is detected that, section 18 reference was made contrary to the rules/guidelines issued by the Government / Chief Commissioner of Land Administration, Andhra Pradesh, immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition;
iii. confirmation of concerned Chief Engineer as to the extent of land acquired;
iv. to review the interest calculations as per the specific Government orders issued (duly furnishing) and also outcome of the court cases, if any;
v. to ensure the correctness of the estimates and duly obtaining undertaking from the concerned to recover the excess amount paid, if any; and
vi. the Special Collector (LA), TGP, Nellore shall verify at his level thoroughly the calculations made by the Land Acquisition Officer with reference to the decree and instructions issued by the Government / Chief Commissioner of Land Administration, AP on the subject matter from time to time, to avoid excess and double payment before depositing the above sanctioned decretal amount in the respective Lower Court.

2. The expenditure sanctioned in para (1) above, shall be debited to the Head of Account "4700 - COL on Major Irrigation; 01 – Major Irrigation; MH.123 NTR TGP - G.H. (11) – Normal State Plan; S.H. (26) Dam and Appurtenants works; 530 Major Works; 532 – Lands (Charged)"

3. The Chief Commissioner of Land Administration and Special Chief Secretary to Government, Andhra Pradesh, Vijayawada / the Special Collector (LA), TGP, Nellore shall take further necessary action in the matter, accordingly.

4. This order issues with the concurrence of Finance Department vide their U.O.Note. FIN01-FMU0MRAS/108/2021-FMU-WR-II(ComputerNo.1486997),Dated:23.08.2021.

[BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH]

J. SYAMALA RAO
SECRETARY TO GOVERNMENT

To
The Chief Commissioner of Land Administration and Special Chief Secretary to Government, Andhra Pradesh, Gollapudi, Vijayawada.
The Special Collector(LA), TGP, Nellore.
Copy to:
The Chief Engineer (P), NTR TGP, Tirupati.
The Accountant General, Andhra Pradesh, Vijayawada.
The Director of Works Accounts, 'C' Block, Anjaneya Towers, Ibrahimpatnam, Vijayawada.
The Finance (FMU-WR-II) Department.
The P.S to Minister (WRD).
The P.S to Secy., to Government (WRD).
File No.ICD01/731/2021-LA (Com. No.1430052).
Sf/Sc.

// FORWARDED :: BY ORDER //

SECTION OFFICER